

(b) An educational institution conducting such a charter shall submit to the Board (Special Authorities Division, Bureau of Pricing and Domestic Aviation) a statement, signed by its president, certifying that it meets the definition of "educational institution" set forth in §380.2.

(c) An educational institution conducting such a charter need not comply with the requirements of §§380.25, 380.28, 380.34, and 380.35.

§ 380.18 Charters for special events.

(a) This section shall apply to charters that cannot reasonably be organized sufficiently far in advance of the date of a special event to be operated in compliance with §380.25 of this part. "Special event" means a significant specific event, including events of a sporting, social, religious, educational, cultural, or political nature, and is not sponsored by a direct air carrier. In determining whether any given event shall be considered a special event for purposes of this section, the Board will consider, along with other relevant factors, how long in advance of the date of the event it was publicly known, the participants could be ascertained, and its significance became publicly recognized.

(b) Except as modified by paragraphs (c), (d), and (e) of this section, all terms and conditions of this part applicable to the operation of Public Charters shall apply to operations under this section.

(c) The charter operator shall include with its prospectus a description of the event, including information necessary to determine the eligibility of the event.

(d) The charter group shall be comprised solely of persons having the common purpose of attending the special event.

(e) The 10-day waiting period specified in §380.25(a) of this part shall not apply to operations under this section to the extent that it would prohibit advertising or sale of the charter after the Board has notified the charter operator that advertising or sale may begin.

(f) Where the charter operator represents that the charter includes admission to the special event, the char-

ter shall comply with part 381 of this subchapter.

(Secs. 101(3), 204, 401, 402, 404, 407, 411, 416, and 1102 of the Federal Aviation Act of 1958, as amended, 72 Stat. 737, 743, 754, 757, 760, 766, 769, 771, 791; 49 U.S.C. 1301, 1324, 1371, 1372, 1374, 1377, 1381, 1386, and 1502)

[SPR-149, 43 FR 36604, Aug. 18, 1978, as amended by SPR-156, 44 FR 12978, Mar. 9, 1979; Docket No. 49385, 59 FR 61515, Nov. 30, 1994]

§ 380.19 Old-rule charters.

(a) As used in this section, "old-rule charter" means a charter that is covered by a prospectus filed under part 371, 378, or 378a of this title.

NOTE: Those parts were revoked, effective January 1, 1979. The revocation specified that charters covered by prospectuses filed before that date could be performed on or after that date. 43 FR 36603-4, August 18, 1978.

(b) Direct air carriers performing old-rule charters are not required to have tariffs governing those charters on file with the Board

(c) Indirect air carriers performing old-rule charters shall conform to the requirements of §§380.12, 380.30 through 380.33, and 380.33a of this part as if the old-rule charters were Public Charters.

(d) The requirements set forth in paragraph (c) of this section are effective as follows: Section 380.12 applies to old-rule charters scheduled to depart on or after October 1, 1979. Sections 380.30 and 380.33a(d) apply to old-rule charter solicitation materials distributed or broadcast on or after September 1, 1979, but only with respect to charters scheduled to depart on or after October 1, 1979. Sections 380.31 through 380.33 and 380.33a (except 380.33a(d)) apply to old-rule operator-participant contracts entered into on or after September 1, 1979, but only with respect to charters scheduled to depart on or after October 1, 1979.

(Secs. 101(3), 102, 204, 403, and 416 of the Federal Aviation Act of 1958, as amended by Pub. L. 95-504; 72 Stat. 737, 740, 743, 758, and 771; 92 Stat. 1731, 1732; 49 U.S.C. 1301, 1302, 1324, 1373, and 1386; secs. 101(3), 204, 401, 402, 404, 407, 411, 416, and 1102 of the Federal Aviation Act of 1958, as amended, 72 Stat. 737, 743, 754, 757, 760, 766, 769, 771, 797, 49 U.S.C. 1301, 1324, 1371, 1372, 1374, 1377, 1381, 1386, and 1502)

[SPR-160, 44 FR 33060, June 8, 1979, as amended by SPR-163, 44 FR 43464, July 25, 1979]